



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

SEP 22 2014

CERTIFIED MAIL 7009 1680 0000 7677 8411
RETURN RECEIPT REQUESTED

REPLY TO THE ATTENTION OF:

Ms. Bonnie Dennee
Health and Safety Coordinator
5R Processors, Limited
600 Gates Avenue
Ladysmith, Wisconsin 54848

Re: Request for Information
5R Processors, Limited, Ladysmith, Wisconsin
WIO 000 968 024

Dear Ms. Dennee:

By this letter, the U.S. Environmental Protection Agency requests information under Section 3007(a) of the Resource Conservation Act (RCRA), as amended, 42 U.S.C. § 6927(a). Section 3007(a) authorizes the Administrator of EPA to require 5R Processors, Limited (5R Processors, the facility or you) to submit information necessary for EPA to administer RCRA. The Administrator of EPA has delegated this authority to the Regional Administrators. This authority is further delegated within Region 5 to Section Chiefs in the RCRA Branch of the Land and Chemicals Division.

This request requires you to submit information relating to waste activities at your facility located at 515 Fritz Avenue North in Ladysmith, Wisconsin. We are requiring this information to determine the facility's compliance status with requirements of the Wisconsin Administrative Code (WAC) and the United States Code of Federal Regulations (CFR). A generator may accumulate hazardous waste on site for 90 days or less without having a construction permit or an operating license, provided that the generator complies with all applicable conditions set forth in WAC § NR 662.034 [40 C.F.R. § 262.34]. The enclosure specifies the information you must submit. You must submit this information within thirty (30) calendar days of receiving this request to the United States Environmental Protection Agency, Attention: Walt Francis, 77 West Jackson Boulevard, LR-8J, Chicago, Illinois 60604.

You may, under 40 CFR Part 2 Subpart B, assert a business confidentiality claim covering all or part of the information in the manner described in 40 CFR § 2.203(b). We will disclose the information covered by a business confidentiality claim only to the extent and by means of the procedures at 40 CFR Part 2, Subpart B. You must make any request for confidentiality when you submit the information since any information not so identified may be made available to the public without further notice.

5R Processors must submit the requested information under an authorized signature certifying that the information is true and complete to the best of the signatory's knowledge and belief. Should the signatory find, at any time after submitting the requested information, that any portion of the submitted information is false, misleading or incomplete, the signatory should notify us. Knowingly providing false information, in response to this request, may be actionable under 18 U.S.C. §§ 1001 and 1341. We may use the requested information in an administrative, civil or criminal action.

This request is not subject to the Paperwork Reduction Act, U.S.C. §§ 3501-3520, because it seeks collection of information from specific individuals or entities as part of an administrative action or investigation.

Failure to comply fully with this request for information may subject 5R Processors to an enforcement action under Section 3008 of RCRA, 42 U.S.C. § 6928.

You should direct questions about this request for information to Walt Francis at (312) 353-4921.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Julie Morris', is positioned above the typed name.

Julie Morris, Chief
Compliance Section 2
RCRA Branch
Land and Chemicals Division

Enclosures

cc: Steve Ashenbrucker, WDNR-Park Falls Service Center
(steven.ashenbrucker@wisconsin.gov)

Michael Ellenbecker, WDNR-Sturtevant Service Center
(michael.ellenbecker@wisconsin.gov)

REQUEST FOR INFORMATION

Instructions: You must respond separately to each of the questions or requests in this attachment. Precede each answer with the number of the Request for Information to which it corresponds. For each document produced in response to this Request for Information, indicate on the document, or in some other reasonable manner, the number of the question to which it responds.

Requests

1. Identify all persons consulted in preparing the answers to this Request for Information. Provide the full name and title for each person identified.
2. EPA sent 5R Processors a Notice of Violation (NOV) Follow Up letter on February 13, 2014 regarding the Cathode Ray Tube (CRT) phosphor powder waste determination. On April 13, 2014 5R Processors responded to the EPA NOV Follow Up letter and stated that "Hazardous Waste Experts and Badger Disposal of Wisconsin has been contracted to process and dispose of the CRT phosphor dust".
 - a. Please provide copies of the Hazardous Waste Experts and Badger Disposal of Wisconsin waste determination records on the 5R Processors CRT phosphor powder.
3. Provide the following certification by a responsible corporate officer:

I certify under the penalty of law that I have examined and am familiar with the information submitted in responding to this information request for production of documents. Based on my review of all relevant documents and inquiring of those individuals immediately responsible for providing all relevant information and documents, I believe that the information submitted is true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment.